

REMARKS

In the outstanding final official action, claims 1-9 were rejected under 35 USC 102(b) as being anticipated by Rode et al, for the reasons of record. In response, independent claims 1 and 6 are herewith amended in order to more particularly and precisely define the novel and unobvious features of the instant invention, and it is respectfully submitted that claims 1 and 6, as herewith amended, and the remaining claims depending therefrom, are now clearly patentably distinguishable over the cited and applied reference for the reasons detailed below.

More particularly, it is suggested in the Action that the reference, in column 2, lines 30-66, provides disclosure sufficient to reject the claimed invention. In response, Applicants have carefully reviewed both the summary of this disclosure contained in the Action and the cited portion of the reference in its entirety, and respectfully submit that the instant invention, as now more particularly and precisely claimed, is neither shown nor suggested thereby.

Specifically, the instant invention as presently claimed, is directed to a system having, *inter alia*, sensing means, a processing unit, and a control unit capable of being selectively actuated to effect a system mode change. The system mode change is effected by the control unit generating a second signal which is

transmitted to the sensing means and superimposed on the first signal, with the signal processing unit decoding the second signal and causing the system to enter into a second mode upon receipt of this signal.

Thus, a key feature of the instant invention is that the control unit is selectively actuated (not just turned on and off, but deliberately and selectively activated for a specific purpose) to effect a change in the mode of operation of the monitoring system.

It is respectfully submitted that the cited and applied teachings of Rode neither show nor suggest the teaching of a control unit which is selectively actuated to effect a system mode change by generating a second signal which is superimposed on a first signal in order to cause the monitoring system to enter a second mode.

In view of the foregoing amendments are remarks, it is respectfully submitted that the currently-pending claims, as herein amended to more particularly and precisely recite the distinguishing features of the present invention, are clearly patentably distinguishable over the cited and applied reference.

Accordingly, entry of this amendment, reconsideration of the rejection and allowance of this application are earnestly solicited.

Respectfully submitted,

By 

Steven R. Biren, Reg. 26,531
Attorney
(914) 333-9630